



PTO/SB/08a/b (08-03)
Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete if Known			
		Application Number	10/824,603-Conf. #6410		
		Filing Date	April 15, 2004		
		First Named Inventor	Jeffery M. Whelan		
		Art Unit	3731		
		Examiner Name	D. Reip		
Sheet	1	of	1	Attorney Docket Number	A8130.0088/P088-B

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)					

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
DR		DePuy Mitek Inc's Amended Answer to Arthrex's Complaint & Counterclaim, filed October 14, 2004, Civil Action No. 2:04-cv-328-FTM-33DNF (M.D. FL).	
DR		Declaration of E. Marlowe Goble in Support of Innovasive Devices, Inc's Opposition to Arthrex's Motion for Partial Summary Judgment (with Exhibits A, B and C), October 14, 1999, Case No. 99-851-CIV-ORL-18C (M.D. FL).	
DR		Office Action, Serial No. 09/015,618, mailed September 2, 1998.	
DR		Response to Office Action, Serial No. 09/015,618, filed October 26, 1998.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	6/9/05
-----------------------	--	--------------------	--------

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known		
				Application Number	Not Yet Assigned	
				Filing Date	April 13, 2004	
				First Named Inventor	Jeffrey M. Whelan	
				Art Unit	N/A 3731	
Examiner Name	Not Yet Assigned J. Reip					
Sheet	1	of	2	Attorney Docket Number	A8130.0088/088-AB	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
DR		5,266,075*	11/1993	Clark et al.	
		5,350,380*	9/1994	Goble, et al.	
		5,393,302*	2/1995	Clark et al.	
		5,397,356*	3/1995	Goble, et al.	
		4,985,032*	1/1991	Goble	
		5,354,300*	10/1994	Goble et al.	
		5,601,562*	2/1997	Wolf et al.	
		5,098,435*	3/1992	Stednitz et al.	
		5,423,823*	6/1995	Schmieding	
		5,431,651*	7/1995	Goble	
		5,562,671*	10/1996	Goble et al.	
		5,356,413*	10/1994	Martins et al.	
		5,601,562*	2-1997	Wolf et al.	
		5,918,604*	7/1999	Whelan	
		6,132,433*	10/2000	Whelan	
		6,325,804*	12/2001	Wenstrom et al.	
✓		6,371,124*	4/2002	Whelan	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
DR		268 4543 FR*	6/1993			✓

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See attached Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
DR		*C. Hamer et al., "Anterior Cruciate Ligament Reconstruction: Endoscopic Versus Two-Incision Technique", Arthroscopy: Vol. 10, No. 5, pp. 501-512 (1994)	
DR		*B. Shaffer, et al. "Graft-Tunnel Mismatch in Endoscopic Anterior Cruciate Ligament Reconstruction: A New Technique of Intraarticular Measurement and Modified Graft Harvesting", Arthroscopy: Vol. 9, No. 6, pp. 633-646 (1993)	
DR		*P. Scranton, Jr., et al., "Outpatient Endoscopic Quadruple Hamstring Anterior Cruciate Ligament Reconstruction", Operative Techniques in Orthopaedics, pp. 177-180 (1996)	

EXMR SIG: *David O. Reip*

DATE CONSIDERED: 6/9/05

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1448A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete If Known	
				Application Number	Not Yet Assigned
				Filing Date	April 13, 2004
				First Named Inventor	Jeffrey M. Whelan
				Art Unit	N/A 3731
				Examiner Name	Not Yet Assigned D. REIP
Sheet	2	of	2	Attorney Docket Number	A8130.0088/088-AB

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
DR		*K. Leeds "Arthroscopic Reconstruction of the ACL With Artificial Ligament", Arthroscopy, Vol. 12, No. 1, pp. 65-68 (1987)	
		*R. Larson "Anterior Cruciate Ligament Reconstruction with Hamstring Tendons", Operative Techniques in Orthopaedics, Vol. 6, No. 3, pp. 138-141 (July 1996)	
		*R. Schrer, et al., "Investment Opportunities in Orthopaedics", Orthopaedic Industry Overview, (August 1998)	
		*S. Howell, "ACL Reconstruction Bone Mulch Screw Washer Loc", pp. 1-14 Arthrotek, (1998)	
		*D. McKernan, "Surgical Technique for Mitek RIGIDfix ACL Reconstruction" pp. 1-6, Mitek Products (1999)	
		*T. Rosenberg, "Technique for ACL Reconstruction With Acufex Director Drill Guide and Endobutton CL", Smith and Nephew (1999), pp. 1-19	
		*F. Noyes et al., "PCL Reconstruction With the Acufex Director Drill Guide Using the Noyes All-Inside PCL Technique and a Double Bundle Quadriceps Tendon Graft"	
		*R. Hunter, "Quadruple Loop Hamstring Graft Surgical Technique With the Phantom SofThread Interface Screw", Dpuy Orthotechnology (1998), pp. 1-8	
✓		*L. Paulos, "Endoscopic Anterior Cruciate Ligament Reconstruction", pp. 1-14, Mitek Products, Inc., (1994)	

EX MR.

SIGNATURE:

David O. Reip

DATE CONSIDERED:

6/9/05